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25 November 2018

**Via ECF**

Honorable Robert W. Sweet  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl St.  
New York, NY 10007-1312

Re: U.S.A. v. Bershan et al, 17 CR 638

Judge Sweet,

I represent Defendant Joel Margulies in the above case. On November 11, 2018 I filed a Motion for Contempt - document # 90 - for failing to obey a subpoena against the Federal Reserve (the Fed).

After serving the Fed with the motion and speaking with John Oster counsel for the Fed I am confident any failure to produce any documents was not an intentional act. Mr. Oster has been extremely cooperative and gracious in attempting to find documents I believe to be missing. That effort is ongoing but I do not believe there is any need to pursue the Motion for Contempt.

I therefore move to strike the motion and the return date of December 5, 2018.

Respectfully Submitted,

S/ *Brent Horst*  
Brent Horst  
Attorney for Defendant Margulies.

cc: Negar Tekeei Attorney for U.S.A. (via ECF)  
Christine Ingrid Magdo for U.S.A. (via ECF)  
Susan Marcus Attorney for Schwartz (via ECF)  
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